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*Lorith J. Sauermeier*  
\_\_\_\_\_  
ATTORNEY FOR APPLICANT

*NOV 1, 2006*  
\_\_\_\_\_  
DATE

Attorney Docket No. P51381

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Axten, et al.

Serial No.: 10/533,502

Group Art Unit No.: 1625

Filed: May 2, 2005

Examiner: Not Assigned

For: ANTIBACTERIAL AGENTS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUBMISSION (Supplemental IDS) WITH  
REQUEST FOR CONTINUED EXAMINATION**

Sir:

The attached lists of citations are being submitted under the provisions of 37 C.F.R. §1.56 and §1.97 for consideration by the United States Patent and Trademark Office, prior to the granting of this patent. Their inclusion herein, however, should not be construed as an admission that any particular cited document is effective prior art or that it discloses or renders obvious any aspect of the claimed invention.

The documents cited herein are listed on the two enclosed PTO Form 1449's. A copy of each cited document is enclosed, except U.S. Patent documents, and those references which are already part of the filewrapper. This statement is being filed under the provisions of 37 C.F.R. §1.97(a)(4), before the mailing date of a first Office action after the filing of a request for continued examination under 37 CFR 1.114.

Some of the documents listed in the attached form PTO-1449 are not in the English language. In accordance with 37 CFR §1.98(a)(3), one or more corresponding

Serial No.: 10/533,502  
Group Art Unit No.: 1625

family members which are in the English language are cited herewith and are shown below (these documents are also listed in the form PTO-1449):

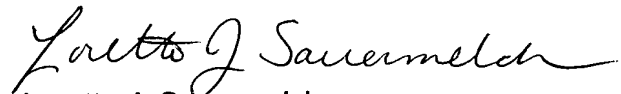
Non-English document	Family member(s)
WO 01/25227A2	US 6,403,610; EP 1218370B1 (see English claims)
WO 02/40474A2	US 6,603,005B2 & 6,903,217B2
WO 02/072572A1	US 6,602,884B2 & 6,815,547B2
WO 04/024712A1	US 2004-0087619
WO 04/024713A1	US 2004-0082610
WO 04/035569	CA 2500320A1
WO 04/087647	US 2004-0224946
WO 05/016916	US 2005-0032800
EP 1218370B1	US 6,403,610

A copy of the currently pending claims for Attorney Docket No. P32233 (Amendment/Response to Non-final Office Action filed 2/28/06) and P51380 (claims as originally filed) are enclosed.

USAN 10/868,315, 10/199,933 and 10/937,468 are unpublished US patent applications, which will not publish prior to US grant. The Examiner is respectfully requested to consider these applications.

No fee is believed due for filing this paper. However, authorization is given to charge any fees under 37 C.F.R. §1.16 or §1.17 which may be required by this paper, or credit any overpayment, to Deposit Account 19-2570.

Respectfully submitted,



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Form PTO-1449

U.S. Department of Commerce  
Patent and Trademark OfficeATTY. DOCKET NO.  
P51381SERIAL NO.  
10/533,502**INFORMATION DISCLOSURE STATEMENT  
BY APPLICANT**APPLICANT  
Axten et al.FILING DATE  
5/2/05GROUP  
1625

(Use several sheets if necessary)

**U.S. PATENT DOCUMENTS**

Initial	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
	6,194,413	2/27/01	Bhatnagar et al.	514	252.11	PCT 11/12/96
	6,602,882B1	8/5/03	Davies et al.	514	300	PCT 10/11/99
	6,803,369B1	10/12/04	Erskine et al.	514	253.06	7/25/01
	6,911,442B1	6/28/05	Davies et al.	514	230.5	PCT 6/13/00
	6,962,917	11/8/05	Davies et al.	514	264.1	PCT 7/25/01
	6,989,447B2	1/24/06	Markwell et al.	546	152	11/24/03
	7,001,913B1	2/21/06	Davies et al.	514	300	PCT 7/17/02
	2003-0203917A1 (10/441435)	10/30/03	Erskine et al.	514	253.06	5/20/03
	2003-0212084A1 (10/032403)	11/13/03	Hatton et al.	514	266.22	12/20/01
	2004-0053928A1 (10/380915)	3/18/04	Davies et al.	514	248	PCT 9/19/01
	2004-0077655A1 (10/450884)	4/22/2004	Dartois et al.	514	253.05	PCT 12/19/01
	2004-0077656A1 (10/450892)	4/22/2004	Markwell et al.	514	253.05	PCT 12/19/01
	2004-0138219A1 (10/466394)	07/15/2004	Davies et al.	514	243	PCT 1/22/02
	2004-0171620A1 (10/478154)	9/2/04	Brooks et al.	514	248	PCT 5/24/02
	2004-0198755A1 (10/477900)	10/7/2004	Dartois et al.	514	266.22	PCT 5/24/02
	2004-0198756A1 (10/484563)	10/7/2004	Davies et al.	514	266.22	PCT 7/25/02
	2005-0085494A1 (10/502234)	04/21/2005	Daines et al.	514	266.22	PCT 1/27/03
	2005-0159411A1 (10/502233)	07/21/2005	Daines et al.	514	224.8	PCT 1/27/03

		2006-0014749A1 (11/219148)	1/19/06	Davies et al.	514	249	9/2/05
		2006-0040925A1 (10/522058)	2/23/06	Davies et al.	514	222.8	PCT 7/23/03
		2006-0041123A1 (10/538931)	2/23/06	Axten et al.	544	48	PCT 12/17/03
		2006-0058287A1 (10/518655)	3/16/06	Axten et al.	514	224.2	PCT 6/25/03
		2006-0079546A1 (11/292011)	4/13/06	Davies et al.	514	300	12/1/05
		2006-0116512A1 (10/537034)	6/1/06	Axten et al.	540	553	PCT 12/3/03
		2006-0189601A1 (10/550676)	8/24/06	Hennessy et al.	514	222.8	PCT 3/26/04
		2006-0189604A1 (10/518653)	8/24/06	Axten et al.	514	224.2	PCT 6/25/03

## FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No
		WO97/17973	5/22/97	WIPO (see also US6,194,413)				
		WO 99/37635	7/29/99	WIPO				
		WO 00/21952	4/20/00	WIPO (see also US6,602,882)				
		WO 00/43383	7/27/00	WIPO				
		WO 00/78748A1	12/28/00	WIPO (see also US6,911,442)				
		WO 01/07432A2	2/1/01	WIPO (see also US7,001,913; 11/292011)				
		WO 01/07433A2	2/1/01	WIPO (see also US6,989,447)				
		WO 02/08224A1	1/31/02	WIPO (see also US6,962,917; 11/219148)				
		WO 02/24684A1	3/28/02	WIPO (see also US10/380915)				
		WO 02/50040A1	6/27/02	WIPO (see also US10/450892)				
		WO 02/50061A1	6/27/02	WIPO (see also US10/450884)				
		WO 02/56882A1	7/25/02	WIPO (see also US10/466394)				

		WO 02/96907A1	12/5/02	WIPO (see also US10/477900)				
		WO 03/010138A2	2/6/03	WIPO (see also US10/484563)				
		WO 03/064421A1	8/7/03	WIPO (see also US10/502233)				
		WO 03/064431A2	8/7/03	WIPO (see also US10/502234)				
		WO 03/087098A1	10/23/03	WIPO (see also US10/478154)				
		WO 04/002490A2	1/8/04	WIPO (see also US10/518655)				
		WO 04/002992A1	1/8/04	WIPO (see also US10/518653)				
		WO 04/014361A1 Corr.	2/19/04	WIPO (see also US10/522058)				
		WO 04/041210A2	5/21/04	WIPO				
		WO 04/050036A2	6/17/04	WIPO (see also US10/537034)				
		WO 04/058144A2	7/15/04	WIPO (see also US10/538931)				
		WO 04/087145A2	10/14/04	WIPO (see also US10/550676)				

**OTHER DOCUMENTS** (Including Author, Title, Date, Pertinent Pages, Etc.)

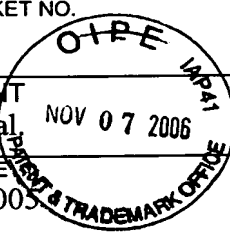
EXAMINER	DATE CONSIDERED
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

## CO-PENDING UNPUBLISHED US PATENT APPLICATIONS

Examiner Initial		Attorney Docket No.	USAN	Inventors	Filing Date	Title	PCT publication
		P32233	09/889820	Davies et al.	9/20/01	Quinoline Derivatives as Antibacterials	WO00/43383
		P51113C	10/868351 (cont of 09/912610, abandoned)	Erskine et al.	6/15/04	Compounds and Methods for the Treatment of Disease	-
		P51113-1	10/199933, CIP of 09/912610	Erskine et al.	7/19/02	Compounds and Methods for the Treatment of Disease	-
		P51113-2	10/937468, CIP of 09/912610	Erskine et al.	9/9/04	Compounds and Methods for the Treatment of Disease	-
		P51380	10/533501	Axten et al.	PCT 12/3/03	Antibacterial Agents	WO04/041210
EXAMINER				DATE CONSIDERED			
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							



Form PTO-1449 <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(Use several sheets if necessary)</i>	U.S. Department of Commerce Patent and Trademark Office	ATTY. DOCKET NO. P51381	SERIAL NO. 10/533,502
	APPLICANT Axten et al.		
	FILING DATE May 2, 2005	GROUP 1625	



### U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
	6,403,610B1	6/11/02	Malleron et al.	514	314	9/18/00
	6,602,884B2	8/5/03	Bacque et al.	514	314	3/13/02
	6,603,005B2	8/5/03	Baque et al.	546	176	11/14/01
	6,815,547B2	11/9/04	Bacque et al.	546	174	3/14/03
	6,841,562B2	1/11/05	Bacque et al.	514	314	9/10/03
	6,903,217B2	6/7/05	Bacque et al.	546	180	6/27/03
	2004-0087619A1	5/6/04	Bacque et al.	514	314	9/10/03
	2004-0224946A1	11/11/04	Bigot et al.	514	227.8	
	2005-0032800	2/10/05	Bigot et al.	514	243	

### FOREIGN PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Country	Class	Subclass	Translation	
						Yes	No
	WO 01/25227A2	4/12/01	WIPO			WO Abstr., family member	
	WO 02/40474A2	5/23/02	WIPO			WO Abstr., family member	
	WO 02/072572A1	9/19/02	WIPO			WO Abstr., family member	
	WO 04/024712A1	3/25/04	WIPO			WO Abstr., family member	

		WO 04/024713A1	3/25/04	WIPO			WO Abstr., family member	
		WO 04/035569A2	4/29/04	WIPO			WO Abstr., family member	
		WO 04/089947A2	10/21/04	WIPO			WO Abstr.	
		WO 04/087647	10/14/04	WIPO			WO Abstr., family member	
		WO05/016916	2/24/05	WIPO			WO Abstr., Family member	
		CA2500320A1	4/29/04	Canada				
		EP 1218370B1	12/8/04	EPO			ESP@c enet Abstr. (FR2798 656), claims, family member	

**OTHER DOCUMENTS** (Including Author, Title, Date, Pertinent Pages, Etc.)

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